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PTO/SB/05 (03-01)

UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. **DO-060901/P006CP1/10103165**
 First Inventor **Joshua Rothenberg**
 Title **LITHOGRAPHIC FABRICATION OF, etc.**
 Express Mail Label No. **EL372553894US**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☐ Free Transmittal Form (e.g., PTO/SB/17)
(Submit an original, and a duplicate for fee processing)
 2. ☒ Applicant claims single entity status.
 See 37 CFR 1.27.
 3. ☒ Specification [Total Pages **30**]

(preferred arrangement set forth below)

- Descriptive title of the invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

- 4.
- ☒
- Drawing(s) (35 U.S.C. 113) [Total Sheets
- 3**
-]

5. Oath or Declaration [Total Pages
- 1**
-]

- a. ☐ Newly executed (original or copy)
 b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 19 completed)
 i. ☐ **DELETION OF INVENTOR(S)**
 Signed statement attached deleting inventor(s) named in the prior application.
 see 37 CFR 1.63(d)(2) and 1.135(b)

- 6.
- ☐
- Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Box Patent Application
 Commissioner for Patents
 Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
 8. ☐ Nucleotide and/or Amino Acid Sequences Submission
(if applicable, all necessary)
 a. ☐ Computer Readable Form (CRF)
 b. Specification Sequence Listing on:
 i. ☐ CD-ROM or CD-R (2 copies); or ii. ☐ paper
 c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATIONS PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
 10. ☐ 37 CFR 3.73(b) Statement of Power of Attorney
(when there is an assignee)
 11. ☐ English Translation Document *(if applicable)*
 12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
 13. ☐ Preliminary Amendment
 14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
 15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
 16. ☒ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i).
 Applicant must attach form PTO/SB/35 or its equivalent.
 17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application No.: **60/260,104**

Prior application information: Examiner _____ Group / Art Unit _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Labelor ☒ Correspondence address below

Name **FULBRIGHT & JAWORSKI L.L.P.**
Jerry Mahurin

Address **2200 Ross Avenue**
Suite 2800

City **Dallas**State **TX**Zip Code **75201**Country **US**Telephone **(214) 855-8000**Fax **(214) 855-8200**Name (Print/Type) **Jerry Mahurin**Registration No. (Attorney/Agent) **34,661**Signature Date **June 15, 2001**

Transmittal-New Utility Patent Application

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airmail No. EL372553894US, in an envelope addressed to: Box Patent Application, Commissioner for Patents, Washington, DC 20231, on the date shown below.

Dated: June 15, 2001 Signature:  (Jerry Mahurin)

**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Joshua Rothenberg
Title	LITHOGRAPHIC FABRICATION OF PHASE MASK FOR FIBER BRAGG GRATINGS
Attorney Docket No.	DO-060901/P006CP1/10103165

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

June 15, 2001

Date



Signature

Jerry Mahurin

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently submits an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Nonpublication Request

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Dated: June 15, 2001 Signature:  (Jerry Mahurin)